

PROVO RIVER DISTRIBUTION SYSTEM
MINUTES OF THE ANNUAL MEETING OF BOARD OF DIRECTORS
January 12, 1982

Pursuant to the Articles of Association, as amended by the Provo River Distribution System, and due notice having been given to all members, the Board of Directors of the Provo River Distribution System convened at 10:00 A.M. on January 12, 1982 in Room 311 of the Utah County Courthouse.

Chairman J. Edwin Ure presided.

On roll call, the following Board members were present:

J. Edwin Ure, Chairman	Group 1 Kamas Valley Canals
Sherman A. Giles	Group 2 Upper Provo, East Heber Valley
Harvey Van Wagoner, Vice-Chair.	Group 3 Upper Provo, West Heber Valley
Jesse Robinson	Group 4 Provo City Canals
Stanley H. Roberts	Group 5 East Provo Canals
Kenneth R. Gillman	Group 6 Provo Bench Canals
Franklin K. Stratton	Group 7 Provo Reservoir Water Users Co.
Jack M. Gardner, Secty-Treas.	Group 8 Provo River Water Users Asso.
Ernest Knight	Group 9 Upper Provo Individual Rights

Also present were:

Stanley H. Roberts, Jr.	Provo River Commissioner
Hugh A. McKellar	Provo River Water Users Association
M. Wayne Hillier	Metropolitan Water District of Provo
Sheldon H. Talbot	Central Utah Water Conservancy District
Terry Herbert	Provo City Water and Waste Water
Verdell Black	Provo City Water Department

Jesse Robinson advised that he had been elected to represent Group 4, Provo City Canals, replacing Merrill Bingham.

CORRECTION AND ADOPTION OF MINUTES OF ANNUAL MEETING HELD ON JANUARY 13, 1981.

There being no corrections or amendments, Director Giles moved that the minutes be adopted, seconded by Director Knight and carried unanimously.

ELECTION OF OFFICERS FOR 1982.

Chairman Ure advised that the next order of business was to nominate and elect officers for the ensuing year.

Whereupon Director Giles moved that the rules be suspended and that by acclamation the present officers be re-elected, seconded by

Director Stratton and carried unanimously.

1981 FINANCIAL STATEMENT AND DELINQUENT ACCOUNTS:

At the request of Chairman Ure, Secretary Gardner presented the last year's financial statement of the River System's operations, noting that the assessment was set at \$38,000.00 and there were receipts from assessments of \$38,019.66 and receipts of delinquent accounts of \$60.37 for a total receipts of \$38,080.03. The expenditures during the year were \$36,797.87. That the Distribution Trust Fund as of December 31, 1981, had a balance of \$5,965.89 and that \$37,700.00 had been budgeted as against the actual expenditure of \$36,797.87.

Delinquent assessments were noted in the amount of \$138.04 and it was agreed to discuss the delinquent assessments with the State Engineer at the meeting to be held this following Thursday.

After due discussion, Director Stratton moved that the Financial Report be accepted for filing, seconded by Director Giles and carried unanimously.

COMMISSIONER'S REPORT ON 1981 OPERATION:

Commissioner Roberts noted that the 1981 annual report would be completed on the finalizing of the bi-monthly reports for the year as controversies exist over certain items in the reports.

Whereupon Commissioner Roberts called on Deputy Commissioner Giles for his report of distribution of the Wasatch Division during the past irrigation season.

Deputy Commissioner Giles noted that as of January 8th that the water content and % of normal of certain measuring stations on the Provo River and Weber River drainages were as follows:

<u>STATION</u>	<u>WATER CONTENT</u>	<u>% OF NORMAL</u>
Trial Lake	19.5"	171%
Beaver Creek Divide	10.0"	149%
Daniels-Strawberry Summit	13.7"	211%
Current Creek	6.2"	132%
Smith & Morehouse	9.0"	153%

Deputy Commissioner Giles then noted that the 1981 water year was below normal due to the below normal precipitation until May when there were heavy rains and snow in the higher elevations. The runoff in June was below normal. Well, Washington and Big Elk reservoirs did not fill to capacity to the extent of 800 acre feet.

Heber Valley was delivered water to 100% of the river until the 1st of July and then dropped to 70% to September. In September some good rain storms helped the situation.

Deputy Commissioner Giles then expressed his appreciation to the Provo River Water Users Association for its assistance in constructing dry dams on the Upper Provo noting that due to the fluctuation more adjustments were needed last year than usual and further expressed his appreciation for the cooperation shown by Commissioner and State Engineer and others in distributing the water on the Upper Provo in the 1981 water year.

Director Van Wagoner complimented Deputy Commissioner Giles on his handling of the distribution water on the Upper Provo.

Commissioner Roberts reported that there was approximately 34,000 acre feet of Provo River water stored in Deer Creek by the Provo River Water Users Association thru agreement with Utah Power & Light Company to compensate it for it's power loss. This was possible as Utah Lake had sufficient water in storage to satisfy the rights in Utah Lake; that water delivery from the Provo dropped to 50% minimum. That September rains helped the situation.

Commissioner Roberts expressed his appreciation to Deputy Commissioner Giles for his cooperation in distribution of water on the Upper Provo River and to the Board for its cooperation.

Director Robinson commented on the fine job Commissioner Roberts had done on the distribution of water on the lower Provo.

NOMINATION OF WATER COMMISSIONER AND DEPUTY COMMISSIONER FOR 1982.

Director Gardner and Hugh McKellar, Superintendent of the Provo River Water Users Association, brought before the Board problems that had been encountered during the past water year relating to the semi-monthly reports and the distribution of the Provo River water in the Provo Division.

It was noted that the same inconsistencies exist as in the past i.e. the reports are late, inaccurate and with out sufficient information to fully understand how the distribution is being accomplished in addition there has been excessive adjustments of the figures to determine the natural flow in respect to the figures determined by the manometer gauge at Deer Creek Reservoir. Also the copies of the semi-monthly report are not being sent to those that need the reports such as Utah Power & Light Company, Metropolitan Water District of Salt Lake, etc. Director Gardner explained that the Provo River Water Users Association et al have an agreement with Utah Power and Light Company to withhold power water on both the Weber and Provo Rivers and that one of the provisions under the agreement is that an accounting is to be made on a monthly basis of the power balance that

is debited or credited depending on the power water withheld from the Utah Power & Light Company plants and the amount of power generated at the Deer Creek Power Plant and delivered to Utah Power & Light. That Utah Power & Light Company has not been getting the reports and that the Association has therefor not been getting its monthly reports and it gets to be a serious problem when some 44,000 acre feet of Provo River water was withheld on the Provo in 1981 at a cost of \$2.91/acre foot or as a debit in the power balance. The Association had to eventually supply Utah Power & Light Company the reports to get an accounting as to where it stood. That only one report was made by the Power Company in January and another after April outside the operating period under the Power contract and after negotiations were underway with Utah Power & Light Company to make the settlement.

Commissioner Roberts being the only candidate for Commissioner for the ensuing year requested that the problem of adjustments being made to the manometer reading and the other problems be discussed at a meeting with the State Engineer and if not resolved, he would withdraw as candidate for commissioner.

Whereupon, after due discussion, Director Stratton moved adoption of the following resolution:

RESOLVED that an executive committee comprised of the officers of the Board meet with the State Engineer, Stan Roberts and Hugh McKellar and if these problems can be satisfactorily solved, then the Board will recommend Stan Roberts as Commissioner for the 1982 on coming year, otherwise the Board will not recommend him as Commissioner but will call a special Board meeting for the purpose of recommending a Water Commissioner.

The motion was seconded and carried.

Commissioner Roberts then recommended Deputy Commissioner Giles to be the Deputy Commissioner for the ensuing year.

Whereupon Director Stratton moved that Sherman Giles be nominated as the Deputy Commissioner to be recommended to the State Engineer as Deputy Commissioner for the ensuing year.

The motion was seconded by Director Gillman and carried with Director Giles abstaining from voting.

BUDGET AND ASSESSMENT 1982.

Chairman Ure called for a discussion of the budget and assessment for the following year. Chairman Ure then asked Secretary Gardner to present the items of the 1982 budget for the consideration by the Board.

The first item of the budget, the salaries of the Commissioner and Deputy Commissioner, were brought before the Board and after due discussion it was:

RESOLVED that the Commissioner's annual salary be increased to \$13,700 and that the Deputy Commissioner's annual salary be increased to \$12,300. Social Security and State Retirement were adjusted accordingly under items 2A and 2B respectively to \$1,743 and \$3,627; Items 7, Commissioner's Annual Report expenses was decreased to \$300; Item 12, miscellaneous expenses, was set at \$86.00 and Health Insurance, Item 14 was set at \$1,000 for the Commissioner and Item 14A, \$1,300 for the Deputy Commissioner. The total budget for 1982 being \$40,600.00.

The assessment for 1982 was discussed and after due discussion it was moved that the budget and assessment for 1982 be set at \$40,600 and \$40,000 respectively, seconded and carried unanimously.

MEETING WITH THE STATE ENGINEER:

Chairman Ure called attention to the following letter dated January 4, 1982.

NOTICE TO PROVO RIVER DISTRIBUTION SYSTEM WATER USERS:

Notice is hereby given that in compliance with Title 73, Chapter 5, Utah Code Annotated, 1953, a meeting of the water users of the Provo River Distribution System and representatives of the Division of Water Rights will be held Thursday, January 14, 1982, 10:00 A.M. at the Utah County Courthouse, Room 311, Provo, Utah.

The meeting will be held for the purposes of:

1. Hearing the 1981 Financial Report.
2. Hearing the 1981 Commissioner's Report.
3. Preparing a budget of salaries and other necessary expenses.
4. Recommending a Commissioner for 1982.
5. Transacting such other business as may properly come before the meeting.

Yours truly,

Dee C. Hansen
State Engineer

ADJOURNMENT:

There being no further business and upon motion duly made, seconded and carried, the meeting adjourned at 11:45 A.M.

Date Approved: _____

Jack M. Gardner
Secretary